

AUBURN CITY COUNCIL MINUTES REGULAR SESSION

September 26, 2005

Closed Session 5:45 p.m.

Regular Session 6:00 p.m.

The Regular Session of the Auburn City Council was held in the Council Chamber, City Hall at 1225 Lincoln Way, Auburn, California with Mayor Alice Dowdin presiding and City Clerk Joseph G.R. Labrie recording the minutes.

CALL TO ORDER

ROLL CALL

Council Members Present:	Kevin Hanley, Mike Holmes, Keith Nesbitt, Bob Snyder, Mayor Alice Dowdin\
Council Members Absent:	None.
Staff Members Present:	City Manager Bob Richardson Fire Chief Mark D'Ambrogi Community Development Director Will Wong Associate Planner Reg Miller Engineering Division Manager Bernie Schroeder Associate Civil Engineer Bryan Jones Public Works Director Charles Clark Finance Director Andy Heath Airport Manager Jerry Martin

- (1) By **MOTION** adjourn to a closed session under Government Code section 54957: **WITHOUT OBJECTION**

PUBLIC EMPLOYEE APPOINTMENT

Title: City Attorney

REPORT OUT OF CLOSED SESSION

The Council took no reportable action.

PLEDGE OF ALLEGIANCE

MAYOR'S COMMENDATIONS/PROCLAMATIONS/ACKNOWLEDGEMENTS/ ANNOUNCEMENTS

Mayor's Proclamation: International Walk to School Week
Certificate of Appreciation: Beryl Smith, Planning Commission

In light of the destruction caused by hurricane Katrina to the City of New Orleans, Mayor Dowdin said that it would be prudent to schedule an item on an upcoming Council meeting in order to review the City's emergency response plan.

AGENDA APPROVAL

Approved.

CONSENT CALENDAR

1. Auburn Land Use Agreement With Raycom Sports

By **RESOLUTION 05-107** approve and authorize the City Manager to execute an Airport Land Use Agreement between the City of Auburn and Raycom Sports, Inc., a North Carolina Corporation, for property at the Auburn Airport.

2. Bettencourt Subdivision Acceptance

By **RESOLUTION 05-108** accept the public improvements associated with the Bettencourt Subdivision.

3. Approval of Memoranda of Understanding (MOU) for the Management Unit

Item removed by citizen Dan Sokol; follows Consent Calendar.

***** End of Consent Calendar *****

By **MOTION** approve Consent Calendar as amended. **MOTION: Hanley/Holmes/Approved 5:0**

3. Approval of Memoranda of Understanding (MOU) for the Management Unit

Dan Sokol of Auburn said he couldn't understand the basis for a pay raise of 19.2% over two years. He said if it is based on merit, it is "*completely confounding that we would have equal merit for all of the staff members.*" He wondered what the 19.2% pay raise was for. He added that what was

particularly upsetting was there was no mention in the item of what the cost would be to the City.

Mayor Dowdin responded that the Council did receive the information on the cost late.

City Manager Bob Richardson said the cost over three years would be for:

Year 1: \$29,093

Year 2: \$60,817

Year 3: \$64,466

Mayor Dowdin added that the Council deliberated in Closed Session and based its decision partly on bringing the salaries up to what the market place is currently. It was not a performance-based increase.

By **RESOLUTION 05-109** approve the attached Memoranda of Understanding for the Management Unit. **MOTION: Hanley/Nesbitt/**
Approved 5:0

4. **Public Comment**

Mary Reagan of 594 Dairy Road (owned by her sister) whose house is in the county, but is completely surrounded by the City, said that because of problems with drainage and her septic system backing up and causing a health problem, asked if she could be connected to the City's sewer system which is nearby.

Mayor Dowdin directed her to address the problem to the Public Works Director to determine what the City can or cannot do.

Council Members Nesbitt, Snyder and Hanley expressed their appreciation to Beryl Smith for his dedication and work on the Planning Commission and the Fire Safe Council.

Council Member Holmes said that he and Council Member Snyder had gone to the Farmers Market in Davis. He said he was impressed with their program and expressed the hope that the City of Auburn could emulate the one in Davis and bring more people to the Auburn market.

PUBLIC HEARING

5. **Appeal – Civic Design – 144 Reamer Street (Tuttle Mansion Addition)**
– File CD 04-5

This Public Hearing consisted of two separate appeals:

APPEAL ONE

The Historic Design Review Commission (HDRC) had approved the placement of a new 2,000 square foot building adjacent to the Tuttle Mansion on Reamer Street, but with the condition that the owner, Patrick Royan, offer the City a 10-foot easement, should the City decide to widen the street sometime in the future. Mr. Royan appealed this requirement, but did offer a compromise that would allow the City to claim the easement for ten years. Council Member Hanley agreed with Mr. Royan and against the HDRC, since the City had no intention or plans to widen Reamer Street. He said he did not want this issue to be in limbo for another ten years for some future City Council to deal with. The Council agreed.

APPEAL TWO

Adjacent property owner William Prior, who had already given up a 10-foot easement on his property, sought to require Mr. Royan to lengthen his 20-foot driveway to the City's standard length of 25 feet and to construct drainage upgrades on Reamer Street. The Council agreed with Mayor Dowdin and denied the Prior appeal. The mayor said there was no connection between the impacts of the project and the requirements the Priors wanted to place upon it. She also said the City should give back the 10-foot easement to the Priors.

By **MOTION** direct staff to prepare a resolution rescinding the requirements of the deferral agreement established by Resolution 83-52.

MOTION: Dowdin/Holmes/Approved by voice

By **MOTION** find the project exempt from the California Environmental Quality Act (CEQA) per Section 15303 (New Construction of Small Structures). **MOTION: Nesbitt/Hanley/Approved 5:0**

BY **MOTION** deny the appeal submitted by William Prior. **MOTION: Hanley/Snyder/Approved 5:0**

By **MOTION** approve the Royan appeal. **MOTION: Hanley/Nesbitt/Approved 5:0**

By **MOTION** approve the civic design of the Tuttle Mansion addition File# CD 04-5, subject to the conditions listed in Exhibit A, minus number 10 (easement). **MOTION: Dowdin/Snyder/Approved 5:0**

WITHOUT OBJECTION Mayor Dowdin then directed staff to work with the Priors to see if they would like the City to return the 10-foot easement they dedicated to the City earlier.

6. **Amendment to Arts Commission Ordinance-Introduction and First Reading by Title Only**

There was no discussion by the Council or the public.

By **MOTION** approve an amendment to Chapter 101 of Title IX of the Auburn Municipal Code, Section 101.102(B), eliminating the two-term limit for Commissioners. **MOTION: Holmes/Nesbitt/Approved 5:0**

First reading by title only by City Manager Bob Richardson.

REPORTS

7. **City Council Committee Reports**

None.

COUNCIL BUSINESS

8. **Appointment of Planning Commissioner**

By **RESOLUTION 05-110** confirm the appointment of Michael Kent Murphy to the Planning Commission to become effective October 10, 2005. **MOTION: Hanley/Nesbitt/Approved 5:0**

9. **Greater Auburn Area Fire Safe Council MOU Amendment**

This amendment would bring the Newcastle and Penryn Fire Departments into the Greater Auburn Area Fire Safe Council.

By **RESOLUTION 05-111** approve an amendment regarding membership of the Greater Auburn Area Fire Safe Council. **MOTION: Hanley/Holmes/Approved 5:0**

10. **Fire Truck Lease Purchase Financing**

No discussion.

By **RESOLUTION 05-112** authorize the City Manager or his designee to execute a lease-purchase agreement and all related documents for the procurement of a 1,500 GPM Type 1 Fire Apparatus with Wells Fargo Institutional Securities, LLC. **MOTION: Holmes/Hanley/Approved 5:0**

11. **Authorization to Execute Contract Amendment #4 for Design and Engineering for the Auburn Airport East Hangar Development Area Project**

Council Member Snyder said the Airport Users' Group was very enthusiastic about this contract.

By **RESOLUTION 05-113** authorize the Director of Public Works to execute an amendment to the engineering services contract with Mead & Hunt (formerly Shutt Moen & Associates) to complete the Design and Engineering for the Auburn Municipal Airport East Hangar Development Area Project. **MOTION: Hanley/Holmes/Approved 5:0**

Adjournment at 8:55 p.m.

Alice Dowdin, Mayor

Joseph G.R. Labrie, City Clerk